IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

TUESDAY, THE 9TH JANUARY 2007 / 19TH PAUSHA 1928

WP(C).No. 26554 of 2006(J)

PETITIONER:

THE PRINCIPAL,
T.K.M. COLLEGE OF ENGINEERING, KOLLAM.

BY ADV. SRI.HARUN-AL-RASHID

RESPONDENTS:

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1. **THE UNIVERSITY OF KERALA,**
   THIRUVANANTHAPURAM, REPRESENTED BY THE REGISTRAR.

2. **STATE OF KERALA, REPRESENTED BY THE**
   SECRETARY TO GOVERNMENT,
   HIGHER EDUCATION DEPARTMENT,
   SECRETARIAT, THIRUVANANTHAPURAM.

3. **THE VICE CHANCELLOR,**
   UNIVERSITY OF KERALA, THIRUVANANTHAPURAM.

BY ADV. SRI.M.RAJAGOPALAN NAIR
BY GOVERNMENT PLEADER SRI.SURARSHAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 09/01/2007, ALONG WITH COC NO. 1216 OF 2006 THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S. SIRI JAGAN,J.

W.P.(C)No. 26554 OF 2006 J &
Cont.Case(C) No.1216 OF 2006 S

DATED THIS THE 9TH DAY OF JANUARY, 2007

J U D G M E N T

In WP(C) No.16741/2006, I had directed the Vice Chancellor of Kerala University to exercise his powers under section 10(13) of the Act and pass appropriate orders regarding the affiliation in respect of the courses for which the petitioner has applied for. COC No.1216/2006 has been filed complaining of non-compliance with the direction in that writ petition. WP(C) No.26554/06 has been filed to quash Exts.P9 and P10 orders, which according to the petitioner were passed in violation of my judgment in W.P.(C) No.16741/06. Now both parties agree before me that the University has passed order No.Ac.B/3/18824/2006 dated 3.1.2007 the last paragraph of which reads thus:

> " Sanction has, therefore, been accorded by the Vice-Chancellor in exercise of the powers conferred on him under Section 10(13) of the Kerala University Act, 1974, to grant provision affiliation to the two M.Tech. Degree Courses in mechanical (Computer Integrated Manufacturing) and Electrical and Electronics (Industrial Instrumentation and Control) in the TKM College of Engineering, Kollam, on an unaided basis, with an annual intake of 18 students each, during the academic year 2006-2007 without any financial commitment on the part of the Government or the university."

Both parties, therefore, agree that these cases can be disposed of in view of the said order. Accordingly these two cases are closed recording the submission of the parties.

(S.SIRI JAGAN, JUDGE)

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